



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

SEP 1 2005

J. Gerald Hebert
Campaign Legal Center
1640 Rhode Island Avenue, NW
Suite 650
Washington, DC 20036

RE: MUR 5523
Local 12, United Assoc. Plumbers &
Gasfitters Bldg. Corp.

Dear Mr. Hebert:

On August 16, 2005, the Federal Election Commission reviewed the allegations in your complaint dated August 30, 2004, and determined on the basis of the information provided in your complaint, and information provided by Local 12, United Assoc. Plumbers & Gasfitters Bldg. Corp. to dismiss this matter as to Local 12, United Assoc. Plumbers & Gasfitters Bldg. Corp. with respect violations of 2 U.S.C. §§ 441b and 441d on the basis of prosecutorial discretion as outlined in *Heckler v. Cheney*, 470 U.S. 821 (1985). Accordingly, on August 16, 2005, the Commission closed the file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report and Certification of the Commission vote are enclosed for your information. A Statement of Reasons explaining the Commission's decision will follow.

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The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

If you have any questions, please contact Marianne Abely, the attorney assigned to this matter at (202) 694-1650

Sincerely,

Lawrence H. Norton
General Counsel

BY:  Lawrence L. Calvert Jr.
Deputy Associate General Counsel
for Enforcement

Enclosures
General Counsel's Report
Certification

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